

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

CRIMINAL MISC.APPLICATION No 3362 of 1999

For Approval and Signature:

Hon'ble MR.JUSTICE A.L.DAVE

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1. Whether Reporters of Local Papers may be allowed : NO
to see the judgements?
2. To be referred to the Reporter or not? : NO
3. Whether Their Lordships wish to see the fair copy : NO
of the judgement?
4. Whether this case involves a substantial question : NO
of law as to the interpretation of the Constitution
of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge? : NO

SUNDERSINGH LAADUSING RAJPUT

Versus

STATE OF GUJARAT

Appearance:

MR FB BRAHMBHATT for Petitioner

MR HIMANSHU TRIVE ADDL PUBLIC PROSECUTOR for Respondent No. 1

CORAM : MR.JUSTICE A.L.DAVE

Date of decision: 16/06/1999

ORAL JUDGEMENT

#. Rule. Mr.Trivedi, Ld. APP appears for the State of Gujarat and waives service of rule. In peculiar facts and circumstances of the matter, this matter is taken up for hearing today.

#. The applicant challenges only that portion of the order of learned Additional Sessions Judge of District

Sabarkantha passed on 29th May, 1999 in Criminal Revision Application No : 34 of 1999 directing the applicant petitioner who was the revisioner before the learned Additional Sessions Judge to furnish solvent surety worth Rs.3,00,000/- of Sabarkantha District only.

#. Having heard the learned advocate Mr.Brambhatt and Mr.Trivedi for the respondent State and considering the fact that the petitioner belongs to Ahmedabad District, it would virtually amount to denial of relief if the solvent surety from Sabarkantha District is insist upon. Under these circumstances, the following order is passed;

#. The application is allowed to the extent that the order impugned in this application shall stands modified to the extent that the Court concerned shall not insisted for solvent surety from Sabarkantha district. The rest of the order remains intact and the applicant shall furnish solvent surety worth Rs.3,00,000/- to the satisfaction of the Court concerned. Rule is made absolute. The matter stands disposed of accordingly. Direct Service is permitted.

Date : 16-6-1999 [A.L.Dave, J.]

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